

RE: Wyatt v. Kotek: Neutral Selection

Vivek Kothari <vivekkothari@markowitzherbold.com>

Tue 5/28/2024 1:51 PM

To: Marcia Lowry <mlowry@abetterchildhood.org>; Emily Cooper <ecooper@droregon.org>; Miner, Bill <billminer@dwt.com>; Lauren Blaesing <laurenblaesing@markowitzherbold.com>; McStay, Andy <AndyMcstay@dwt.com>; Tom Stenson <tstenson@droregon.org>; Steven Rizzo <SRizzo@rizzopc.com>; Mary Skjelset <mskjelset@rizzopc.com>; Anastasia Benedetto <abenedetto@abetterchildhood.org>; Quirante, Malinda <malindaquirante@dwt.com>
Cc: Laura Salerno Owens <laurasalerno@markowitzherbold.com>; Harry Wilson <harrywilson@markowitzherbold.com>; David Markowitz <davidmarkowitz@markowitzherbold.com>; Kelsie Crippen <kelsiecrippen@markowitzherbold.com>; carla.a.scott@doj.state.or.us <carla.a.scott@doj.state.or.us>; Abigail Adams <abigailadams@markowitzherbold.com>

Marcia,

Once we've narrowed down the list, we may be able to share that information.

Here is contact information for Tracey and Julie.

Tracy Malone: Tmalone@pubknow.com

Julie Farber: juliefarber@gmail.com

-Vivek

Vivek Kothari | Shareholder

Markowitz Herbold PC

1455 SW Broadway, Suite 1900 | Portland, OR 97201

T (503) 295-3085 | [Web](http://www.markowitzherbold.com)

Pronouns: he/him/his

From: Marcia Lowry <mlowry@abetterchildhood.org>

Sent: Tuesday, May 28, 2024 8:40 AM

To: Vivek Kothari <vivekkothari@markowitzherbold.com>; Emily Cooper <ecooper@droregon.org>; Miner, Bill <billminer@dwt.com>; Lauren Blaesing <laurenblaesing@markowitzherbold.com>; McStay, Andy <AndyMcstay@dwt.com>; Tom Stenson <tstenson@droregon.org>; Steven Rizzo <SRizzo@rizzopc.com>; Mary Skjelset <mskjelset@rizzopc.com>; Anastasia Benedetto <abenedetto@abetterchildhood.org>; Quirante, Malinda <malindaquirante@dwt.com>

Cc: Laura Salerno Owens <laurasalerno@markowitzherbold.com>; Harry Wilson <harrywilson@markowitzherbold.com>; David Markowitz <davidmarkowitz@markowitzherbold.com>; Kelsie Crippen <kelsiecrippen@markowitzherbold.com>; carla.a.scott@doj.state.or.us; Abigail Adams <abigailadams@markowitzherbold.com>

Subject: Re: Wyatt v. Kotek: Neutral Selection

Vivek – we would like to talk to your top 3 - 5 candidates, and would like to include in that number Julie Farber and Tracy Malone. Could you please send us contact information for them?

Thanks very much.

Marcia

Marcia Robinson Lowry

Executive Director

[A Better Childhood](http://www.abetterchildhood.org)

mlowry@abetterchildhood.org

C: (646) 808-7344

From: Vivek Kothari <vivekkothari@markowitzherbold.com>

Date: Tuesday, May 28, 2024 at 11:10 AM

To: Marcia Lowry <mlowry@abetterchildhood.org>, Emily Cooper <ecooper@droregon.org>, Miner, Bill <billminer@dwt.com>, Lauren Blaesing <laurenblaesing@markowitzherbold.com>, McStay, Andy <AndyMcstay@dwt.com>, Tom Stenson <tstenson@droregon.org>, Steven Rizzo <SRizzo@rizzopc.com>, Mary Skjelset <mskjelset@rizzopc.com>, Anastasia Benedetto <abenedetto@abetterchildhood.org>, Quirante, Malinda <malindaquirante@dwt.com>

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Marcia,

Let us know the potential candidates in whom you might be interested and I'll provide contact information.

-Vivek

Vivek Kothari | Shareholder

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Pronouns: he/him/his

From: Marcia Lowry <mlowry@abetterchildhood.org>

Sent: Saturday, May 25, 2024 5:34 AM

To: Emily Cooper <ecooper@droregon.org>; Vivek Kothari <vivekkothari@markowitzherbold.com>; Miner, Bill <billminer@dwt.com>; Lauren Blaesing <laurenblaesing@markowitzherbold.com>; McStay, Andy <AndyMcstay@dwt.com>; Tom Stenson <tstenson@droregon.org>; Steven Rizzo <SRizzo@rizzopc.com>; Mary Skjelset <mskjelset@rizzopc.com>; Anastasia Benedetto <abenedetto@abetterchildhood.org>; Quirante, Malinda <malindaquirante@dwt.com>

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Vivek—

As you know, time is short in which to attempt to reach agreement on a neutral Is it ok with defendants for us to contact any of these potential candidates in whom we might be interested? If so, could you please give us contact information for them as soon as possible?

Thanks for letting us know.

Marcia

Marcia Robinson Lowry

Executive Director

[A Better Childhood](#)

mlowry@abetterchildhood.org

C: (646) 808-7344

From: Emily Cooper <ecooper@droregon.org>

Date: Friday, May 24, 2024 at 7:48 PM

To: Vivek Kothari <vivekkothari@markowitzherbold.com>, Miner, Bill <billminer@dwt.com>, Lauren Blaesing <laurenblaesing@markowitzherbold.com>, McStay, Andy <AndyMcstay@dwt.com>, Tom Stenson <tstenson@droregon.org>, Marcia Lowry <mlowry@abetterchildhood.org>, Steven Rizzo <SRizzo@rizzopc.com>, Mary Skjelset <mskjelset@rizzopc.com>, Anastasia Benedetto <abenedetto@abetterchildhood.org>, Quirante, Malinda <malindaquirante@dwt.com>

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Subject: Re: Wyatt v. Kotek: Neutral Selection

Dear Vivek,

Thank you for this list and for following up on a conferral time. Let's meet at 2pm on Wednesday, May 29th. I'll send a calendar invite next.

Sincerely,

Emily

Emily Cooper

Legal Director

Pronouns: she/her/hers

Phone: (503) 243-2081 ext. 215

Fax: (503) 243-1738

Website: droregon.org



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From: Vivek Kothari <vivekkothari@markowitzherbold.com>

Sent: Friday, May 24, 2024 1:00 PM

To: Miner, Bill <billminer@dwt.com>; Lauren Blaesing <laurenblaesing@markowitzherbold.com>; McStay, Andy <AndyMcstay@dwt.com>; Tom Stenson <tstenson@droregon.org>; Emily Cooper <ecooper@droregon.org>; Marcia Lowry <mlowry@abetterchildhood.org>; Steven Rizzo <SRizzo@rizzopc.com>; Mary Skjelset <mskjelset@rizzopc.com>; Anastasia Benedetto <abenedetto@abetterchildhood.org>; Quirante, Malinda <malindaguirante@dwt.com>

Cc: Laura Salerno Owens <laurasalerno@markowitzherbold.com>; Harry Wilson <harrywilson@markowitzherbold.com>; David Markowitz <davidmarkowitz@markowitzherbold.com>; Vivek Kothari <vivekkothari@markowitzherbold.com>; Kelsie Crippen <kelsiecrippen@markowitzherbold.com>; carla.a.scott@doj.state.or.us <carla.a.scott@doj.state.or.us>; Abigail Adams <abigailadams@markowitzherbold.com>

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Counsel:

I am writing regarding selection of the Neutral. The Settlement Agreement contemplates that we shall cooperate in good faith in the selection of the Neutral and that we shall submit a name to the court by May 31.

We are considering several candidates and wanted to confer with you on these individuals and any candidates you may be considering. We are available to confer on Wednesday, May 29 at 2 pm. Let us know if that works for you.

Here are the candidates we are considering:

- Karen Baynes-Dunning
- Keith Bostick
- Bobby Cagle
- Brenda Donald
- Vannessa Dorantes
- Julie Farber
- Stacey Gerber
- Traci Savoy Jack
- Jeff Lukich
- Heidi McIntosh
- Tracey Malone
- Judy Tudor

-Vivek

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